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UNITED STATES DEPARTMENT OF ENERGY  
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WASHINGTON DC 20585-0162

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SEP 19 2008

In re Application of :  
Todd et al. :  
Application No. 10/602,654 : DECISION ON PETITION  
Filed: June 25, 2003 :  
Attorney Docket No. S-99,482 :

This is a decision on the petition, filed June 23, 2008, which is being treated as a petition under 37 CFR 1.181 (no fee) requesting withdrawal of the holding of abandonment in the above-identified application. Petitioner seeks the re-mailing of a Notice of Allowance and Notice of Allowability.

The petition is **DISMISSED AS MOOT**.

This application was held abandoned for failure to timely pay the issue and publication fees on or before December 24, 2007, as required by the Notice of Allowance and Fee(s) Due (Notice), mailed September 24, 2007.<sup>1</sup> A supplemental Notice of Allowance and Notice of Allowability was mailed on December 10, 2007. A petition under 37 CFR 1.181 was granted on March 25, 2008. Petitioner seeks the re-mailing of a Notice of Allowance and Notice of Allowability.

A review of the record shows that a Notice of Allowance and Notice of Allowability were re-mailed on April 4, 2008. However, the April 4, 2008 mailing failed to set a new reply period as directed in the March 25, 2008 petition decision. Further review of the record shows that on June 20, 2008 a new Notice of Allowance and Notice of Allowability were re-mailed and set a new reply period of September 22, 2008.

It is noted that the issue and publication fees were submitted on June 23, 2008.

This application is being referred to the Office of Data Management for processing into a patent.

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<sup>1</sup> It is noted that the original Notice of Allowance and Notice of Allowability was not scanned into the record.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3215.

A handwritten signature in black ink, appearing to read "Charlema Grant", with a stylized flourish at the end.

Charlema Grant  
Petitions Attorney  
Office of Petitions